IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

THURSDAY, THE 19TH JULY 2007 / 28TH ASHADHA 1929

WP(C).No. 18204 of 2007(P)

PETITIONER:

K.M. JALEESA HASHIM,
K.M. HOUSE, EDAVA P.O., VARKALA.

BY ADV. SRI.K.S.RAJESH
SRI.M.SHAJU PURUSHOTHAMAN

RESPONDENTS:

STATE BANK OF TRAVANCORE,
VARKALA BRANCH, VARKALA REP. BY ITS CHIEF MANAGER.

BY ADV. SRI.M.PATHROSE MATTHAI (SR.))
SRI.SAJI VARGHESE)SC FOR SBT

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 19/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C).No. 18204 of 2007

APPENDIX

PETITIONER'S EXHIBITS:

EXHIBIT-P1: TRUE COPY OF THE NOTICE DATED 9.6.2006 ISSUED BY THE RESPONDENT

/TRUE COPY/

K.BALAKRISHNAN NAIR, J.

W.P.(C) No.18204 of 2007-P

Dated this the 19th day of July, 2007.

J U D G M E N T

The petitioner has approached this court, challenging Ext.P1 notice issued under Section 13 (2) of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 and also seeking consequential reliefs. A writ petition is not maintainable against the said notice. But, the petitioner submitted that, if some time is granted, she will clear the loan account. So, the petitioner was given a chance to demonstrate her earnestness by paying Rs.5 lakhs, within one month from 15-6-2007. But, she did not pay the said amount. If the petitioner is aggrieved by the action taken under the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002, she has remedies against it, before the Debts Recovery Tribunal. Therefore, this Writ Petition is dismissed, without prejudice to the contentions of the petitioner.

K.BALAKRISHNAN NAIR,
JUDGE.

MS